

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA) CRIMINAL CASE NO. 04-10231-MLW
)
 v.)
)
 PETER V. MAGGIO, III, ET AL.)
)

GOVERNMENT'S MOTION FOR LEAVE TO FILE NUNC PRO TUNC

The Government seeks leave of this Court to file its accompanying SENTENCING MEMORANDA RE: DEFENDANT LOUIS PARADISO, DEFENDANT MATT HAVEY and DEFENDANT SEAN SACCO one day beyond the time directed by this Court.

The timing and length of sentencing memoranda filed by six defendants, together with very recent receipt of the several Presentence Reports, resulted in the Government's sentencing memoranda being completed later than anticipated despite good faith effort.

WHEREFORE, the Government moves this Court for leave to file its sentencing memoranda on October 18, 2006.

Respectfully submitted this 18th day of October, 2006.

MICHAEL J. SULLIVAN
UNITED STATES ATTORNEY

By: /s/ Victor A. Wild
VICTOR A. WILD
Assistant U.S. Attorney
One Courthouse Way
Boston, MA 02210
(617) 748-3100

CERTIFICATE OF SERVICE

This is to certify that I have this day served upon the attorneys listed below a copy of the foregoing document via ECF.

/s/ Victor A. Wild

VICTOR A. WILD
Assistant U.S. Attorney

James M. Merberg, Esq.
66 Long Wharf
Boston, MA 02110
Attorney for Peter V. Maggio

Joseph S. Oteri, Esq.
20 Park Plaza
Boston, MA 02116
Attorney for Michael R. O'Neill

Scott P. Lopez, Esq.
24 School Street
Boston, MA 02108
Attorney for Louis A. Paradiso

William M. White, Esq.
1 Faneuel Hall, 3rd Floor
Boston, MA 02109
Attorney for Sean Sacco

Elliott M. Weinstein, Esq.
228 Lewis Wharf
Boston, MA 02110
Attorney for William A. Howe

Roger Witkin, Esq.
6 Beacon Street
Boston, MA 02108
Attorney for Matt A. Havey